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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/799,310	03/11/2004	Suzanne D. Lady	2125	8221

39597 7590 11/26/2004

OLSON AND OLSON  
5412 SE FOSTER ROAD  
PORTLAND, OR 97206

EXAMINER
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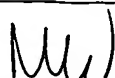
BURNHAM, SARAH C

ART UNIT	PAPER NUMBER
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3636

DATE MAILED: 11/26/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 10/799,310	<b>Applicant(s)</b> LADY ET AL.	
	<b>Examiner</b> Sarah C. Burnham	<b>Art Unit</b> 3636	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-4 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-4 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 3/11/04 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>3/11/04</u> . | 6) <input type="checkbox"/> Other: ____.  |

## **DETAILED ACTION**

### ***Priority***

1. Acknowledgement is made of applicant's claim for domestic priority based on provisional application 60/455110 filed in the United States on March 14, 2003.
2. The information referred to in the information disclosure statements filed on March 11, 2004 has been considered as to the merits.

### ***Claim Rejections - 35 USC § 112***

3. The following is a quotation of the second paragraph of 35 U.S.C. 112:  

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
4. Claims 1-4 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The following words/phrases lack sufficient antecedent basis:

- the seat (claim 1, line 1)
- the vehicle compartment (claim 1, line 6)

Claims 2-4 are rejected as being based on a rejected base claim.

### ***Claim Rejections - 35 USC § 102***

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

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A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

6. Claims 1-4 are rejected as best understood with the above cited indefiniteness under 35 U.S.C. 102(e) as being anticipated by Sipos (6,793,283). Sipos discloses a glide mount child restraint safety car seat support base apparatus (Figure 1) for supporting a child restraint safety car seat assembly (135) on the seat (115) of a vehicle in a first, secured travel position (Figure 3) and in a second, unlocked loading and unloading position (Figure 4) extended laterally through an adjacent door opening of the vehicle for facilitated loading and unloading of the child restraint safety car seat assembly (135) disposed substantially outside of the vehicle compartment, the glide mount child restraint safety car seat support base apparatus (Figure 1) comprising: a) a base member (110) arranged for secured disposition on a vehicle seat (115) laterally inwardly from an adjacent door opening of the vehicle, b) securement means (140) on the base member for engaging a safety restraint apparatus (145) of the vehicle for securing the base member (110) in substantially fixed, secured disposition on the vehicle seat (115) c) seat mount means (150) for mounting a child restraint safety car seat assembly (135), d) telescopically extensible glide support means (190) for interengaging said base member (110) and said seat mount means (150) for mounting said seat mount means (150) for laterally telescoping extension movement (see Figure 4) on the base member (110) between a first retracted , travel position (Figure 3) in

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which the seat mount means (150) and a child restraint safety car seat assembly (135) mounted thereon substantially overlies the base member (110), and a second, laterally-telescoped, extended loading and unloading position (Figure 4) in which the seat mount means (150) and a child restraint safety car seat assembly (135) mounted thereon is telescopically extended laterally from the base member (110) and at least partially through the adjacent door opening of the vehicle and supported by the base member (110) and glide support means (190) for loading and unloading of the child restraint safety car seat assembly (135) substantially outside of the vehicle compartment, and e) locking means (160) for releasably securing the telescopically extensible glide support means (190) in said first, retracted, travel position (Figure 3) in which said seat mount means (150) substantially overlies the base member (110). Sipos discloses how lock (160) can be used to releasably lock the mobile seat mount means (150) to the base (110) in column 8 lines 22-25.

With respect to claim 2, said seat mount means (150) is mounted for rotation via lazy suzan mechanism (310) on said telescopically extensible glide support means (190), and means for releasably locking (160) the seat mount means (150) against rotation interconnects the seat mount means (150) and the base member (110) for releasably securing the seat mount means (150) against rotation when said telescopically extensible glide support means (190) is secured in its said first, retracted travel condition for operation of the vehicle. Again, Sipos discloses how "a second locking mechanism 160 is optionally employed to releasably lock the mobile platform

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150 with respect to the rotating platform 300 independently of the first locking mechanism (160)" (column 8, lines 25-28)

With respect to claim 3, said seat mount means (150) comprises a first seat mount coupler member (165) arranged for releasably locking interengagement with a corresponding second coupler member (165) on a child restraint safety car seat assembly (135) for secure, locked mounting and facilitated, unlocked detachment of a child restraint safety car seat assembly (135) for use of the detached safety car seat as a child carrier.

With respect to claim 4, said seat mount means (150) comprises a seat mount base member (150) mounted on said telescopically extensible glide support means (190), the seat mount base member (150) arranged to engage and supportably mount the support base unit of a child restraint safety car seat carrier assembly (135) in which the support base unit detachably mounts a combined child restraint safety car seat and carrier unit.

### ***Conclusion***

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Tolfen (6,260,920); Yamazaki (6,431,647); Kassai et al. (6,520,579) ; Blaymore (6,572,189) ; Vezinet et al. (US 2002/0163232).

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8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sarah C. Burnham whose telephone number is 703-305-7315. The examiner can normally be reached on M-Th 7:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter Cuomo can be reached on 703-308-0827. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SCB  
November 22, 2004

  
Peter M. Cuomo  
Supervisory Patent Examiner  
Technology Center 3600